

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) Criminal Case No. 08cr1535-BEN
)
Plaintiff,) I N F O R M A T I O N
)
v.) Title 8, U.S.C., Sec. 1325 -
) Illegal Entry (Misdemeanor);
AGUSTIN DIAZ-MARTINEZ,) Title 8, U.S.C., Sec. 1325 -
) Illegal Entry (Felony)
Defendant.)

The United States Attorney charges:

Count 1

On or about April 13, 2008, within the Southern District of California, defendant AGUSTIN DIAZ-MARTINEZ, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact; in violation of Title 8, United States Code, Section 1325, a misdemeanor.

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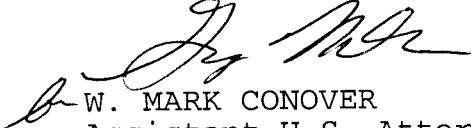
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Count 2

On or about April 14, 2008, within the Southern District of California, defendant AGUSTIN DIAZ-MARTINEZ, being an alien, unlawfully entered or attempted to enter the United States at a time and place other than as designated by immigration officers, and eluded examination and inspection by immigration officers, and attempted to enter or obtained entry to the United States by a willfully false or misleading representation or the willful concealment of a material fact and previously committed the offense of illegal entry, as alleged in Count 1; all in violation of Title 8, United States Code, Section 1325, a felony.

DATED: May 13, 2008.

KAREN P. HEWITT
United States Attorney


W. MARK CONOVER
Assistant U.S. Attorney